

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

IN RE: PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESAL PRICE
LITIGATION

MDL No. 1456

Civil Action No. 01-CV-12257-PBS

THIS DOCUMENT RELATES TO:
State of Iowa v. Abbott Laboratories, et al.

Judge Patti B. Saris

**DEFENDANTS TEVA PHARMACEUTICALS USA, INC. AND NOVOPHARM USA,
INC.'S NOTICE OF WITHDRAWAL OF THEIR MOTION TO COMPEL DISCOVERY
FROM PLAINTIFF, THE STATE OF IOWA**

PLEASE TAKE NOTICE that Defendants Teva Pharmaceuticals USA, Inc. and Novopharm USA, Inc. (collectively, "Teva") hereby withdraw, without prejudice, their Motion to Compel Answers to Interrogatories and the Production of Documents, filed January 7, 2010.

This motion is withdrawn based on agreement between Teva and Plaintiff. Teva expressly reserves the right to re-file its motion in the future if necessary.

Dated: March 19, 2010

Respectfully submitted,

/s/ Jennifer G. Levy

Jennifer G. Levy (admitted *pro hac vice*)

Patrick M. Bryan (admitted *pro hac vice*)

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Inc., Novopharm USA, Inc., Ivax
Corporation, Ivax Pharmaceuticals, Inc.,
Sicor, Inc., and Barr Laboratories, Inc.*

CERTIFICATE OF SERVICE

I certify that on this 19th day of March, a true and correct copy of the foregoing DEFENDANTS TEVA PHARMACEUTICALS USA, INC. AND NOVOPHARM USA, INC.'S NOTICE OF WITHDRAWAL OF THEIR MOTION TO COMPEL DISCOVERY FROM PLAINTIFF, THE STATE OF IOWA was served on all counsel of record by transmission to Lexis Nexis File & Serve.

/s/ Jason R. Parish

Jason R. Parish